

UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF IOWA

FILED  
U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF IOWA

AUG 22 1985

BARBARA A. EVERLY, CLERK

IN RE:

RANDY L. WADE and DENISE L.  
WADE, d/b/a Valley Clothiers,

Debtors.

HARRY R. TERPSTRA, TRUSTEE,

Plaintiff,

vs.

WEINBRENNER,

Defendant.

BANKRUPTCY NO. 84-00155

ADVERSARY NO. 85-0136C

ORDER Granting Motion for Order  
for Default Judgment;  
JUDGMENT.

On this 22<sup>ND</sup> day of August, 1985, the Plaintiff's Motion for Order of Default Judgment comes on before the Court for entry of appropriate order. The Court having reviewed the file and the Plaintiff's Motion, finds that the same should be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Plaintiff's Motion for Order of Default Judgment is hereby granted and accordingly, judgment is hereby entered against Weinbrenner d/b/a Weinbrenner Shoe Company in the amount of \$607.42 plus all Court costs and interest from April 25, 1985 at the statutory rate as provided by Federal Law.

DATED this 22<sup>ND</sup> day of August, 1985.

Copy mailed to:

Harry R. Terpstra,  
Trustee, 830 Higley Bldg.,  
Cedar Rapids, Iowa 52401;  
Weinbrenner, Box 332,  
Milwaukee, Wisconsin 53278  
this August 26, 1985

*Louise S. Woetman*  
Deputy Clerk, Bankruptcy Court  
P OBox 4371, Cedar Rapids, IA 52407

*[Signature]*  
FEDERAL BANKRUPTCY COURT JUDGE  
JUDGE SITTING BY DESIGNATION

RECORDED: Volume 1  
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(Revised MJM  
2/86)

UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF IOWA

FILED  
U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF IOWA

IN RE

BANKRUPTCY NO.

JUL 24 1986

RANDY L. WADE dba  
Valley Clothiers and  
DENISE L. WADE

84-00155

BARBARA A. LIVERLY, CLERK

Debtor

FINAL REPORT AND  
ACCOUNTING BY TRUSTEE

TO THE HONORABLE MICHAEL J. MELLOY BANKRUPTCY JUDGE:

Comes now Harry R. Terpstra, Trustee in the above-entitled estate and do hereby make and file this my Final Report, Accounting, and Petition as Trustee of the estate of the aforesaid Debtor, having heretofore duly qualified by filing the required bond and am now acting as such Trustee, and states to the Court:

1. That I have, as such Trustee, conducted the settlement of said estate; all of the assets belonging to said estate have been converted into cash or disposed of under Orders of this Court.
2. That the accounting attached hereto, marked Exhibit A, is true and correct, and contains a concise description of all property, to whom sold and the price received therefore.

TOTAL ASSETS REALIZED: \$ 13,319.76

3. That all disbursements previously made herein are shown on my account hereto attached, and marked Exhibit B, and such account contains entries of each and every payment made herein and shows to whom made and for what purpose; that all payments reported as made by me have been so made.

TOTAL DISBURSEMENTS: \$ 50.00

4. That the balance on hand is shown by the bank statements and cancelled checks to date attached hereto, and marked Exhibit C.

BALANCE ON HAND: \$ 13,269.76

5. That the following is a statement of Trustee fees applied for, for Trustee's out-of-pocket expenses not previously paid, and any further expenses that remain due in this estate:

Fee of Trustee, Harry R. Terpstra

Statutory

Trustee's expenses for steno, photocopies,  
and postage

\$ 135.00

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6. That Harry R. Terpstra, Attorney for Trustee, has filed Application for Allowance of Attorney Fees and Advancements in the amount of \$1,795.62.

7. That Trustee has two unpaid judgments set forth in detail on Exhibit A herein and Trustee requests that said judgments as unliquidated assets be offered for sale at the time of hearing on final report, if the Court will prescribe appropriate notice, advertising of the sale, to be sold to highest bidder subject to Court approval.

This estate having been fully administered, and there being no further duties to perform, I pray that my Final Report and Accounting be audited and approved and approved and that I be discharged as Trustee herein.

Respectfully submitted this 22nd day of July, 1986.

  
Harry R. Terpstra, Trustee

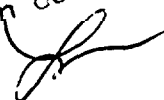
cc: Allan L. Harms,  
Attorney for Debtor

#### CERTIFICATE OF SERVICE

I certify that I mailed/hand delivered a copy of the foregoing document to which this certificate is attached to the parties or attorneys of record as shown on the 23rd day of July, 19 86

Mary Frances Allen

Copy handed to  
filing attorney  
on date filed



(Revised 1983)

EXHIBIT A  
Disposition of Assets

Comes now the Trustee and reports that he has received and disposed of the Debtor's property as follows:

<u>ASSET</u>	<u>DISPOSITION</u> ( & Amount when Applicable)
Schedule B1	
Schedule B2	
Schedule B3	Sale of trailer to debtor \$ 50.00 on deposit
OTHER:	
The following are amounts on deposit in Trustee's account received as a result of Preference actions and settlements on the following:	
Fairfield Line, Inc.	752.67
Genesco, Inc.	2,406.72
F. Brody & Sons Co., Inc.	3,198.42
Key Industries, Inc.	816.02
Irwin Phillips Company	743.38
Publix Shirt Corporation	3,250.00
Stride Rite Corporation (Keds Corporation	724.86
Sweet Neckwear Company	1,377.69

UNLIQUIDATED ASSETS:

First String, Judgment granted Adversary 85-0134C  
August 22, 1985 for \$775.78 plus Court costs and  
interest from April 25, 1985

Weinbrenner, Judgment granted Adversary 85-0136C  
~~XXXXX~~ August 22, 1985 for \$607.42 plus Court  
Costs and interest from April 25, 1985.

  
Trustee

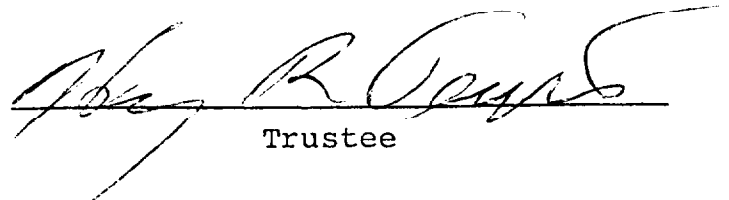
(Revised 1983)

EXHIBIT B  
Disbursements

Comes now the Trustee and reports that he has made the following disbursements for the following purposes:

NAME OF PAYEE	PURPOSE	AMOUNT
#1	State Surety Company Bond covering period September 3, 1986 to September 3, 1987 (Trustee's bond for previous year advanced by Attorney for Trustee)	\$ 50.00

(Note the exact purpose of every payment made, and if any expenses were operating expenses, isolate these in detail)

  
Trustee

EX. B

UNITED STATES BANKRUPTCY COURT  
OF THE NORTHERN DISTRICT OF IOWA

FILED  
U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF IOWA

IN RE:

BANKRUPTCY NO.

FEB 20 1987

RANDY L. WADE  
dba Valley Clothiers  
DENISE L. WADE

84-00155

BARBARA A. EVERLY, CLERK

NOTICE of Proposed Sale of  
Unliquidated Assets

Debtors.

TO ALL CREDITORS AND PARTIES IN INTEREST:

NOTICE IS GIVEN Harry R. Terpstra, Trustee herein, has filed  
an application requesting authority to sell the Trustee's interest  
in the following unliquidated assets in this estate:

- 1) Judgment entered on August 22, 1985, against First  
String, Inc., Box 906, Reidsville, NC 27320, in the  
amount of \$775.78 plus Court costs and interest  
from April 25, 1985 at the statutory rate as provided  
by Federal Law (re adversary 85-0134C);
- 2) Judgment entered on August 22, 1985, against Weinbrenner,  
d/b/a/ Weinbrenner Shoe Company, Box 332, Milwaukee,  
WI 53278, in the amount of \$607.42 plus Court costs  
and interest from April 25, 1985, at the statutory  
rate as provided by Federal Law (re adversary 85-0136C).

NOTICE IS FURTHER GIVEN you may appear and bid on the above  
on

MARCH 20, 1987, at 1:00 PM

at the Bankruptcy Court Room (Room 107) of the Federal Building  
U. S. Court House, CEDAR RAPIDS, IOWA, at which time the Trustee  
will present the highest bid to the Court for approval.

DATED FEBRUARY 20, 1987.

CERTIFICATE OF MAILING

The undersigned Deputy Clerk of the United States  
Bankruptcy Court for the Northern District of Iowa  
hereby certifies that a copy of the document on  
which this stamp appears was mailed this date to  
all parties in interest herein as required by the  
Bankruptcy Act and Code and Rules of Bankruptcy  
Procedure.

DATED: FEB 20 1987

May Low Brunkhorst  
Deputy Clerk

BARBARA A. EVERLY  
Clerk, U. S. Bankruptcy Court  
By: May Low Brunkhorst  
Deputy Clerk  
P. O. Box 4371  
Cedar Rapids, IA 52407

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Mr. & Mrs. Randy Wade  
329 Lakeview  
North English, IA 52316

Sweet Neckwear Company  
520 Washington Ave. N.  
Minneapolis, MN 55401

The Wellman Advance  
Wellman, IA 52356

Allan L. Harms  
Suite 201 Cedar Plaza  
385 Collins Road NE  
Cedar Rapids, IA 52402

Midwest Publishing Co.  
1024 West Third Street  
Davenport, IA 52802

MPC Newspapers  
P.O. Box 208  
Marengo, IA 52301

Iowa Department of Revenue  
Sales Tax Division  
Hoover State Office Building  
Des Moines, IA 50309

George Kucharo Displays  
809 Locust Street  
Des Moines, IA 50309

Sigourney News Review  
P.O. Box 285  
Sigourney, IA 52591

Farmers Savings Bank  
North English, IA 52316

Herman's, Inc.  
P.O. Box 369  
Rock Island, IL 61201

WMT  
P.O. Box 2147  
Cedar Rapids, IA 52406

Small Business Administration  
373 Collins Road NE  
Cedar Rapids, IA 52402

Weinbrenner Shoe Co.  
Milwaukee, WI 53278

Mastercard  
P.O. Box 14359  
Omaha, NE 68124-0359

Mr. & Mrs. Clarence  
Westfall  
North English, IA 52316

Interwest Leather  
P.O. Box 421  
American Fork, UT 84002

Iowa Electric Light  
and Power Co.  
Williamsburg, IA 52361

GMAC  
373 Collins Road NE  
Cedar Rapids, IA 52402

Higgins Company  
Lineville, AL 36266

Kambach & Kettman, Inc  
323 Harrison Street  
Davenport, IA 52801

Farmers Home Administration  
Williamsburg, IA 52361

Leonard K. Lavin  
400 First Avenue North  
Minneapolis, MN 55401

F. Brodys & Sons, Co.  
312 Court Avenue  
Des Moines, IA 50309

Community Service Systems  
P.O. Box L  
Kalona, IA 52247

The Otis Footwear Co., Inc.  
1030 Mt. Vernon Road SE  
Cedar Rapids, IA 52403

FmHA-SBA  
UNITED STATES ATTORNEY  
Northern District of Ia  
P O Box 4710  
Cedar Rapids, IA 52407

HARRY R. TERPSTRA

HARVEY SUMNER, Atty.-SBA  
373 Collins Road NE  
Cedar Rapids, IA 52402

Davis, Hockenberg, Wine, Brown  
& Koehn  
2300 Financial Center  
666 Walnut Street  
Des Moines, IA 50309

Iowa Dept. of Revenue  
Hoover State Office Bldg.  
Des Moines, IA 50309

Marengo Publishing Corporation  
100 West Main Street  
Marengo, IA 51301

Merchants Mutual Bonding Co.  
Des Moines, IA 50319

Key Industries, Inc.  
520 E. Wall  
Fort Scott, KS 66701

THOMAS P. PEFFER  
P O Box 2107  
Cedar Rapids, IA 52406

~~Iowa Electric Light and  
Power Company  
P. O. Box 351  
Cedar Rapids, IA 52406~~

DONALD F. BAYER  
1100 Commerce Trust Bldg.  
922 Walnut  
Kansas City, MO 64106

*8-19-85*

Career Club Shirt Company  
350 5th Ave.  
New York, NY 10018

~~DONALD F. BAYER, Atty.  
922 Walnut - Suite 1100  
Kansas City, MO 64106~~

Stanley Tulchin Associates  
Credit & Collection Consultants  
591 Stewart Avenue  
Garden City, NY 11530

Cosmos Broadcasting Corporation  
dba WMT Radio  
600 Old Marion Road, N.E.  
Cedar Rapids, IA 52402

Fairfield Line, Inc.  
dba Fairfield Glove Co.  
P O Box 500  
Fairfield, IA 52556

Iowa Electric Light & Power Co.  
By: Thomas J. Pitner, General  
Counsel  
P. O. Box 351  
Cedar Rapids, IA 52406

Genesco Inc.  
Genesco Park  
Nashville, TN 37202  
ATTN: WILLIAM M. WALKER  
Senior Counsel

*8-30-86  
12:00 PM*



(8/86)

UNITED STATES BANKRUPTCY COURT - NORTHERN DISTRICT OF IOWA  
PROCEEDING MEMO

DATE: MAR 20 1987 Case No. 84-00155 Chapter        Adv. No.       

RE: Wade Contested No(s).        **FILED**  
U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF IOWA

APPEARANCES: For Plaintiff(s)/Debtor(s)

For Defendant(s)/Movant(s)/Creditor(s) Trustee Harry Terpstra MAR 23 1987

NATURE OF PROCEEDING:

       Motion to Use Cash Collateral        Lien Avoidance  
       Application to Incur Secured Debt        Objections to Exemptions  
       Confirmation of Plan (13) (11)        Discharge Complaint (\$727       )  
       Motion to Extend Exclusivity Period        Dischargeability Complaint (\$523       )  
       Disclosure Statement        Motion to Dismiss

① Other oly. final rept. & acct. & claim ② Other sale of unliquidated assets  
repts admin. expense

OUTCOME: Settled; Agreed Order to be submitted by  
Other

ORDERS:

       Taken Under Advisement  
       Briefs due

① Judgment Entered by the Court pursuant to F.R.B.P. 9021:

① final report approved.  
② No bidders or sale of adversary judgments.

[ ] MN  
[ ] TR  
[ ] AH  
[ ]

E.C.R. Copy to Trustee &  
Reading Attorney for Debtor

IT IS SO ORDERED

W. J. Kelly  
Bankruptcy Judge

Vol. I

APR 24 1987

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF IOWA  
CEDAR RAPIDS DIVISION

BARBARA A. EVERLY, CLERK

IN RE:	)	BANKRUPTCY NO. 84-00155
	)	
RANDY L. WADE dba Valley Clothiers	)	
DENISE L. WADE	)	AMENDMENT TO FINAL REPORT AND
	)	ACCOUNTING BY TRUSTEE
Debtors	)	

COMES NOW, Trustee and herewith amends his Final Report filed herein as follows:

1. That since the filing of the original Final Report, Trustee has successfully collected in part the judgments against Weinbrenner and First String, Inc. as referred to in paragraph 7 of Trustee's Final Report. Trustee has received a compromise settlement in the amount of \$500 from Weinbrenner Shoe Company in full settlement with this compromise being in the best interests of this Estate and that said settlement should be approved.

2. That said amount has been deposited in Trustee's account which would increase the total balance on hand from \$13,269.76 to \$13,769.76. In all other respects, Trustee's original Final Report remains unchanged.

3. Trustee has abandoned the judgment against an account, namely, First String, Inc., same being uncollectible, all in keeping with prior orders and directions of this Court.

WHEREFORE, Trustee requests that the Court approve the compromise settlement offer of Weinbrenner, dba Weinbrenner Shoe Company and the filing of a Satisfaction of Judgment in Adversary No. 85-0136C. That supplemental orders be issued relating to the distribution of the additional funds collected as referred to above. That Trustee's Final Report and Accounting as

Amended be approved and that Trustee be discharged and Trustee's bond released and exonerated.

Respectfully submitted this 23rd day of April, 1987.

  
Harry R. Terpstra, Trustee

cc: Allan L. Harms,  
Attorney for Debtor

#### CERTIFICATE OF SERVICE

I certify that I mailed/hand delivered a copy of the foregoing document to which this certificate is attached to the parties or attorneys of record as shown, on the 24th day of April, 1987

Mary Frances Allen

Copy handed to  
filing attorney  
on date filed

MYB

UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF IOWA

U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF IOWA

IN RE:

BANKRUPTCY NO.

JUN 29 1987

RANDY L. WADE  
dba Valley Clothiers  
DENISE L. WADE

84-00155

BARBARA A EVERLY, CLERK

Debtors.

ORDER Approving Amendment to  
Final Report; ORDER Approving  
Compromise Settlement Offer;  
AMENDED Distribution ORDER

An amended final report was filed by Harry R. Terpstra, Trustee herein, on April 24, 1987.

IT IS ORDERED said report is approved and the settlement offer in the amount of \$500.00 from Weinbrenner Shoe Company relating to the judgment entered August 22, 1985, in adversary proceeding 85-0136C is approved.

IT IS FURTHER ORDERED the Orders on Distribution entered on April 2, 1987, are amended to reflect:

TOTAL ASSETS REALIZED	\$ 13,819.76
Previous Disbursements: Bond premium	- 50.00
BALANCE ON HAND	13,769.76
<u>CLERK, U. S. BANKRUPTCY COURT</u>	
Court costs for 84 notices at 50¢	42.00
Court costs for filing fee on complaints 85-0126C thru 85-0136C	660.00
<u>HARRY R. TERPSTRA, TRUSTEE</u>	
Trustee's fees allowed per §326(a), Title 11	594.59
Expenses allowed per §330(a)(2)	185.00
<u>HARRY R. TERPSTRA, ATTORNEY FOR TRUSTEE</u>	
Attorney fees allowed	1,701.50
Expenses allowed	44.12

IT IS FURTHER ORDERED there shall be next paid claim number 3 of Iowa Department of Revenue, Hoover State Office Building, Des Moines, IA 50319, allowed as a §507(a)(6)(C) priority claim in the amount of \$820.85.

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RE: WADE  
NO. 84-00155

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IT IS FURTHER ORDERED the balance on hand in the amount of \$ 9,721.70 shall be disbursed on a pro-rata basis, according to the attached Amended Dividend Schedule, to the unsecured claims allowed.

ORDERED June 29, 1987.

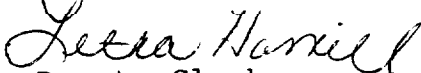


MICHAEL J. MELLOY  
Bankruptcy Judge

Copies mailed to:

Harry R. Terpstra, Trustee/  
Attorney for Trustee;  
Allan L. Harms,  
Attorney for Debtors;

this 6-29-87



Deputy Clerk  
U. S. Bankruptcy Court  
P. O. Box 4371  
Cedar Rapids, IA 52407

TK

IN RE:

BANKRUPTCY NO.

RANDY L. WADE  
dba Valley Clothiers  
DENISE L. WADE

84-00155

Debtor

**AMENDED**  
**DIVIDEND SCHEDULE**

Pursuant to the provisions of Bankruptcy Rule 3009, a dividend is declared on all unsecured claims allowed against the estate of the above named debtor as follows:

CLAIM NUMBER	CREDITORS	AMOUNT OF CLAIM ALLOWED	AMOUNT OF DIVIDEND 0.084753%
1	MARENGO PUBLISHING CORP. 100 West Main Street Marengo, IA 51301	312.45	26.48
6	CAREER CLUB SHIRT COMPANY BY: Stanley Tulshin Assoc. 521 Steward Avenue Garden City, NY 11530	3,250.00	275.44
7	KAMBACH & KETTMAN, INC. 323 Harrison Street Davenport, IA 52801	104.28	8.83
8	HERMAN, INC. Rock Island, IL	321.09	27.21
9	FARMERS SAVINGS BANK North English, IA	59,793.55	5,067.68
10	SMALL BUSINESS ADMINISTRATION BY: H.E. Sumner, District Counsel 373 Collins Road, NE Cedar Rapids, IA 52402	18,309.44	1,551.78
11	KEY INDUSTRIES, INC. BY: Donald F. Bayer Attorney at Law 922 Walnut, Suite 1100 Kansas City, MO 64106	816.02	69.16

CONTINUED

IN RE: WADE  
NO.: 84-00155

PAGE 2

**AMENDED**  
DIVIDEND SCHEDULE CONTINUATION SHEET

CLAIM NUMBER	CREDITORS	AMOUNT OF CLAIM ALLOWED	AMOUNT OF DIVIDEND 0.084753%
12	JAMES P. PATTEN CO., INC. dba MIDWEST PUBLISHING CO. 1023 W. Third Street Davenport, IA 52802	222.90	18.89
13	CLARENCE LEE & JERALEE WESTFALL 216 South College Street North English, IA 52316	29,623.99	2,510.72
14	LEONARD K. LAVIN COMPANY 400 1st Avenue North Minneapolis, MN 55401	304.24	25.78
15	HIGGINS COMPANY Lineville, AL 36266	275.00	23.30
16	COSMOS BROADCASTING CORP. dba WMT RADIO 600 Old Marion Road NE Cedar Rapids, IA 52402	624.10	52.89
17	IOWA ELECTRIC LIGHT & POWER CO. BY: Thomas J. Pitner General Counsel P.O. Box 351 200 First Street SE Cedar Rapids, IA 52406	749.81	63.54
TOTALS		\$ 114,706.87	\$ 9,721.70

JUL - 1 1987


IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF IOWA  
CEDAR RAPIDS DIVISION

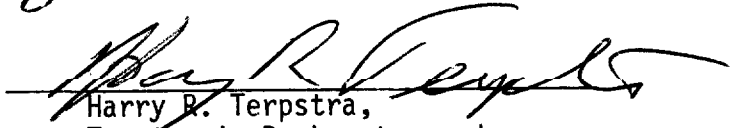
BARBARA A. EVERLY, CLERK

IN RE:	)	BANKRUPTCY NO. 84-00155
RANDY L. WADE and DENISE L. WADE	)	
d/b/a Valley Clothiers,	)	
Debtors	)	ADVERSARY 85-0136C
-----	)	
HARRY R. TERPSTRA, TRUSTEE	)	
Plaintiff	)	SATISFACTION OF JUDGMENT
vs.	)	
WEINBRENNER	)	
Defendant	)	

COMES NOW, Harry R. Terpstra, Trustee, owner and holder of a judgment rendered in the above entitled cause, for and in consideration of the sum of Five Hundred Dollars (\$500.00) in hand paid, the receipt of which is hereby acknowledged, does hereby acknowledge full payment and satisfaction of the judgment rendered herein on the 22nd day of August, 1985, for the sum of \$607.42 and \$60.00 in costs as entered in the judgment record book of this Court. Trustee, having been paid in full satisfaction of this claim, hereby asks that the Clerk of this Court file the satisfaction of record and enter the release and discharge of said judgment on the records in this Court.

Dated this 1 day of July, 1987.


Copy handed to  
filing attorney  
on date filed 

  
Harry R. Terpstra,  
Trustee in Bankruptcy and  
Judgment Creditor

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The undersigned hereby certifies, under penalty of perjury, that a copy of the foregoing instrument, to which this certificate is attached, was mailed to the party(s) or the attorney of record shown below on the 1st day of July, 1987.

  
Office of Harry R. Terpstra

Copy to:

Weinbrenner Shoe Company  
108 South Polk Street  
P. O. Box 567  
Merrill, Wisconsin 54452-0567

David Finanger, Credit Manager  
Weinbrenner Shoe Company  
P. O. Box 332  
Milwaukee, Wisconsin 53278

Allan L. Harms,  
Attorney for Debtor